GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants - Panchayat Raj and Rural Development Department – Sri T.Gopal Das, DEE., V&QC. Sub Division, Jammalamadugu, Y.S.R. Kadapa Dist.- Departmental proceedings initiated under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of Charges – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No.777 **Dated: 28.11.2017**

ORDER:

It is proposed to hold an inquiry against Sri T.Gopal Das, Deputy Executive Engineer, Vigilance & Quality Control Sub Division, Jammalamadugu, Y.S.R. Kadapa District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri T.Gopal Das, Deputy Executive Engineer, Vigilance & Quality Control Sub Division, Jammalamadugu, Y.S.R. Kadapa District is directed to submit his written statement of defence within ten (10) days of the receipt of this order.

4. Sri T.Gopal Das, Deputy Executive Engineer, Vigilance & Quality Control Sub Division, Jammalamadugu, Y.S.R. Kadapa District is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri T.Gopal Das, Deputy Executive Engineer, Vigilance & Quality Control Sub Division, Jammalamadugu, Y.S.R. Kadapa District is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or the order/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him ex-parte, based on the material available on record.

6. Sri T.Gopal Das, Deputy Executive Engineer, Vigilance & Quality Control Sub Division, Jammalamadugu, Y.S.R. Kadapa District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri T.Gopal Das, Deputy Executive Engineer, Vigilance & Quality Control Sub Division, Jammalamadugu, Y.S.R. Kadapa District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR, RWS&S)

To
Sri T.Gopal Das, Deputy Executive Engineer, V&QC. Sub Division,

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Jammalamadugu, Y.S.R. Kadapa Dist. **through** the Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve and return the acknowledged copy and Written Statement of Defense).

Copy to:

The General Administration (Vigilance & Enforcement) Department, Administrative Block, 2nd floor , Pandit Nehru Bus Station, Vijayawada.
The Secretary, Andhra Pradesh Vigilance Commission, 5th Block, first floor, Secretariat Buildings, Velagapudi, Guntur District.
The Panchayat Raj & Rural Development (Estt.I) Department.
S.f./S.c.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-1

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI T.GOPAL DAS, DEE., V&QC. SUB DIVISION, JAMMALAMADUGU, Y.S.R. KADAPA DIST.

CHARGE:

That Sri T.Gopal Das, Deputy Executive Engineer, Vigilance & Quality Control Sub Division, Jammalamadugu, Y.S.R.District has committed grave irregularities in execution of the project for Comprehensive development of SC/ST Colony of Jammalamadugu Mandal, causing loss to the Government exchequer to a tune of Rs.7,50,980/-, in as much as he

i. issued QC certificate stating that the measurements were tallying and mentioned in foot note that "the test results of CC cubes cast during execution were not submitted by the field officers for assessing the strength of CC pavement", resulting in substandard quality of work, and caused loss of Rs. 7,16,454/- to Government exchequer.

ii Being quality assurance staff, he did not insist for mix design report.

Thus Sri T.Gopal Das, Deputy Executive Engineer, Vigilance & Quality Control Sub Division, Jammalamadugu, Y.S.R. District by his above mentioned acts, has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant, in contravention of Rule – 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Hence, the charge.

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR, RWS&S)

SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI T.GOPAL DAS, DEE., V&QC. SUB DIVISION, JAMMALAMADUGU, Y.S.R. KADAPA DIST.

To improve the general quality of life in the most backward areas the Government have sanctioned the Project for Comprehensive development of SC/ST colonies under MGNREGS. As per G.O.Ms.No.389 dt:09.12.2011, the project shall be implemented in 3,294 SC/ST localities in the year 2011-12 with a total budgetary provision of Rs.746.10 Crores and to be extended to all the SC/ST localities in the state by the year 2014.

The work comprehensive development project for "Providing CC roads and Drains in Pedda Dandluru New SC Colony of Jammalamadugu Mandal" was administratively sanctioned with an estimate amount of Rs.57.10 lakhs vide proceedings No.5764/C4/EGS/2011 dated:20.01.2012 of the District Collector /DPC, MGNREGS, A.P.DWMA, YSR District, Kadapa.

The estimate was technically sanctioned by the Chief Engineer, NREGS (Panchayat Raj) as per the guidelines issued by the Commissioner, Rural Development Andhra Pradesh and assigned TSR No.NREGS/KDP/2011-12 dated 31.01.2012 for Rs.57.10 lakhs.

The work was entrusted on nomination basis to Sri G.Bhaskar resident of Pedda Dandluru Village, as work executing member based on the resolution of the Gram Panchayat, Pedda Dandluru. The Executive Engineer, Panchayat Raj, Jammalamadugu has entered into Memorandum of agreement with Sri G.Bhaskar, vide MOU No.2011-12 dt:01.03.2012. The agreement contract value of the work is Rs.57,09,822/- and the agreement period of the work is 12 months. The date set for completion of work is 28.02.2013.

Subsequently, the Government of Andhra Pradesh issued orders vide G.O.Ms.No.185 of the PR&RD Department dated:20.06.2012.

The work was executed through the Pedda Dandluru Gram Panchayat duly cancelling the MOU entered with work executing Members as per the above G.O. and payment was made of Gram Panchayat NREGS account.

The Vigilance & Enforcement Department has inspected the work "Providing CC Roads and Drains in Pedda dandluru New SC Colony of Jammalamadugu Mandal of Kadapa District", and furnished their report Vigilance Appraisal Report No.25 (40-7/V&E/E/2015), dated:19.04.2017 and stated as follows:-

i. issued QC certificate stating that the measurements were tallying and mentioned in foot note that "the test results of CC cubes cast during execution were not submitted by the field officers for assessing the strength of CC pavement", resulting in substandard quality of work, and caused loss of Rs. 7,16,454/- to Government exchequer.

ii Being quality assurance staff, he did not insist for mix design report.

Thus, the above accused officer has failed to discharge his legitimate duties properly and acted for his personal gain as he has not executed the above work as per specified provisions and caused loss to the Government to a tune of Rs.7,16,454/- in contravention of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Hence, the charge.

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR, RWS&S)

SECTION OFFICER

ANNEXURE -III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI T.GOPAL DAS, DEE., V&QC. SUB DIVISION, JAMMALAMADUGU, Y.S.R. KADAPA DIST. ARE PROPOSED TO BE SUSTAINED.

Vigilance Report No.25 (C.No.40-7/V&E/E/2015) dated:19.04.2017

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR, RWS&S)

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI T.GOPAL DAS, DEE., V&Q.C. SUB DIVISION, JAMMALAMADUGU, YSR Kadapa DISTRICT ARE PROPOSED TO BE SUSTAINED

NIL

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR, RWS&S)

SECTION OFFICER